

Minutes

Santee City Council Community Development Commission Santee Public Financing Authority

Council Chambers
10601 Magnolia Avenue
Santee, California

February 23, 2005

This Regular Meeting of the Santee City Council, Community Development Commission and the Santee Public Financing Authority was called to order by Mayor/Chairperson/Chair Randy Voepel at 7:04 p.m.

Council Members present were: Mayor/Chairperson/Chair Randy Voepel, Vice Mayor/Vice Chairperson/Vice Chair John W. Minto and Council/Commission/Authority Members Brian W. Jones and Hal Ryan. Council/Commission/Authority Member Jack E. Dale entered the meeting at 7:06 p.m.

Staff present were: City Manager/Executive Director/Secretary Keith Till, Deputy City Manager/Director of Development Services Doug Williford, City/Commission/Authority Attorney Shawn Hagerty, Assistant to the City Manager Kathy Valverde, Finance Director/Treasurer Tim McDermott, Director of Community Services John Coates, Director of Economic Development and Housing Pamela White, Director of Fire and Life Safety Bob Pfohl, Director of Human Resources Jodene Dunphy, Santee Sheriff's Station Captain Greg Reynolds, City Clerk/City Commission Secretary Linda Troyan and Deputy City Clerk/Deputy Commission Secretary Patsy.

(Note: Hereinafter the titles Mayor, Vice Mayor, Council Member, City Manager, City Attorney, City Clerk and Deputy City Clerk shall be used to indicate Mayor/Chairperson/Chair, Vice Mayor/Vice Chairperson/Vice Chair, Council/Commission/Authority Member, City Manager/Executive Director/Secretary, City/Commission/Authority Attorney, City Clerk/Commission Secretary, Deputy City Clerk/Deputy Commission Secretary.)

The **INVOCATION** was given by Reverend Ned Wight from the Summit Unitarian Universalist Fellowship and the **PLEDGE OF ALLEGIANCE** was led by Rusty Williams, a former Marine.

ADJOURN IN MEMORY: **Adjournment in Memory of 2nd Battalion 1st Marine Regiment Fallen Heroes – Operation Iraqi Freedom**

Mayor Voepel announced that the meeting will be adjourned in the Memory of these fine young heroes who died in service to their country:

LCPL Seth R. Huston	PFC David P. Burrridge	LCPL Lamont N. Wilson
CPL Christopher S. Ebert	LCPL Derek L. Gardner	CPL Tyler R. Fey
CPL Mick R. Nygard-Bekowsky	CPL Joseph C. McCarthy	LCPL Quinn A. Keith
LCPL Michael J. Allred	Interpreter Shihab Mansoor Husein	

ITEMS TO BE ADDED, DELETED OR RE-ORDERED ON AGENDA:

City Clerk Troyan noted that Public Speaker slips were submitted for Item 1F and requested the Item be pulled from Consent. She announced that a Public Hearing regarding Development Impact Fees had been noticed for tonight's meeting, but was rescheduled and will be re-noticed for a future date.

1. CONSENT CALENDAR:

- (A) Approval of Reading by Title Only and Waiver of Reading in Full of Ordinances on Agenda.**
- (B) Approval of Meeting Minutes:**
 - Santee City Council 2-9-05 Regular Meeting**
 - Community Development Commission 2-9-05 Regular Meeting**
 - Santee Public Financing Authority 2-9-05 Regular Meeting**
- (C) Approval of Payment of Demands as presented.**
- (D) Approval of the Expenditure of \$48,207.42 to Pay for January 2005 Legal Services.**
- (E) Authorization to Dispose of Surplus Equipment and Approval to Purchase Fire Department Equipment.**
- (G) Appropriation of Funds and Approval of Professional Services Agreement with Vision Internet for Website Redesign.**

ACTION: On motion of Vice Mayor Minto, seconded by Council Member Jones, the Agenda and Consent Calendar were approved as amended with all voting aye.

Removed from Consent

- (F) Adoption of Resolution Denying the Application of Enterprise Rent-a-Car for Conditional Use Permit P04-03 to Establish a Car Rental Service at an Existing Automobile Repair Facility at 8835 Cuyamaca Street in the General Commercial Zone. (Reso 6-2005)**

Council Member Ryan disqualified himself due to conflict of interest and left the Chamber.

Mayor Voepel summarized the process and findings of the Public Hearing that occurred at the last Council meeting in which staff was directed to bring a Resolution of Denial to tonight's meeting.

PUBLIC SPEAKERS: Speaking in favor of reconsideration and approval of the Conditional Use Permit were Greg Carter, Carter Collision and David Anderson, Enterprise Rent-A-Car.

During Council deliberation, Mayor Voepel suggested the applicant consider reapplying in six months if all Council's concerns were satisfactorily addressed and brought into compliance.

ACTION: On motion of Mayor Voepel, seconded by Council Member Jones, the Resolution Denying the Application was adopted and the applicant informed that he can reapply within one year with all voting aye, except Vice Mayor Minto who voted no and Council Member Ryan who was disqualified.

2. PUBLIC HEARINGS: None

3. ORDINANCES (First Reading): None

4. CITY COUNCIL REPORTS:

(A) Adoption of Resolution Regarding Canvass of Ballots and Returns of February 15, 2005 Special Election. (Reso 7-2004)

City Clerk Troyan reported that on February 15, 2005 a Special Election was held in the City of Santee for the purpose of consideration of a ballot measure named "Proposition X - Shall the Ordinance to Amend Santee's General Plan Related to the Fanita Ranch and Rattlesnake Mountain Planned Development Areas, Hillside and Land Outside the City but within its Planning Area be adopted?" Out of 30,376 registered voters in Santee, 14,826 votes were cast; 9,687 votes in opposition and 5,139 votes in favor, thus defeating the Proposition.

ACTION: On motion of Mayor Voepel, seconded by Vice Mayor Minto, the Resolution declaring the results of the February 15, 2005 Special Election was adopted with all voting aye.

5. CONTINUED BUSINESS:

(A) Cost Recovery Measures. (Continued from 1/26/05 & 2/9/05)

City Manager Till presented the staff report and noted these measures are not designed to be a revenue enhancement, but rather to help recover costs incurred from State mandates and cutbacks. He highlighted changes from the previous version presented to Council on February 9, 2005.

During Council discussion, staff confirmed the four-year sunset clause on the Franchise Agreement with Waste Management for Council Member Dale.

MOTION: Council Member Jones moved to adopt the two Resolutions as presented and authorize updates to Building Inspection and Plan Check Fees for future City Council adoption. Vice Mayor Minto seconded the motion.

AMENDMENT TO MOTION: Council Member Ryan requested that staff track citizen comments on these items and bring the information back to Council in eight months. The amendment was accepted by Council Member Jones and Vice Mayor Minto.

AMENDMENT TO MOTION: During further discussion, Council Member Dale noted his concerns over the Picnic Pavilion and Park Area Reservation Section of the Fee Schedule and requested that Section be broken out to be voted on separately. Council Member Jones and Vice Mayor Minto both accepted the amendment.

ACTION: The amended motion by Council Member Jones and seconded by Vice Mayor Minto was to:

- (1) Adopt the Resolution authorizing the City Manager to amend the Fee Schedule and related guidelines for the use of City facilities, excluding the Picnic Pavilion and Park Area Reservation Section; and
- (2) Adopt the Resolution amending the Franchise Agreement with Waste Management, Inc. to increase the refuse collection and franchise fee rates; and
- (3) Authorize staff to bring back for future City Council adoption updates to Building Inspection and Plan Check Fees; and
- (4) Direct staff to track citizen comments on these items and bring the information back to Council in eight months.

The motion carried with all voting aye. (Reso 8-2004, Reso 9-2004)

ACTION: On motion of Vice Mayor Minto, seconded by Council Member Jones, a Resolution authorizing the City Manager to amend the Picnic Pavilion and Park Area Reservation Section of the Fee Schedule was adopted, and staff was directed to track citizen comments and bring the information back to Council in eight months. The motion carried with all voting aye, except Council Members Dale and Ryan who voted no. (Reso 10-2004)

6. NEW BUSINESS:

(A) Review and Public Comment of the Edward Byrne Memorial Justice Assistance Grant Application (JAG) and Authorization to Submit the Application.

Assistant to the City Manager Valverde presented the staff report. Council Member Ryan requested inclusion of information on previous grant money received and expended be included in future staff reports for the public's benefit.

ACTION: On motion of Council Member Ryan, seconded by Vice Mayor Minto, the City Manager was authorized to apply for 2005 JAG funds with all voting aye.

7. COMMUNICATION FROM THE PUBLIC:

- (A) Jeff McGreevy discussed a cancelled event at Rollerskate Land.

8. CITY MANAGER REPORTS: None

9. COMMUNITY DEVELOPMENT COMMISSION:

(Note: Minutes appear as Item 1B)

10. SANTEE PUBLIC FINANCING AUTHORITY:

(Note: Minutes appear as Item 1B)

11. CITY ATTORNEY REPORTS: None

Council Members recessed at 7:55 p.m. and convened in Closed Session at 8:02 p.m. with all Members present.

12. CLOSED SESSION:

(A) CONFERENCE WITH LABOR NEGOTIATORS

(Gov. Code section 54957.6)

Agency designated representative: City Manager

Employee Organization: Santee Firefighters Association

(B) CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION

(Gov. Code section 54956.9)

Santee Park Owners Association v. City of Santee (Case No. 00 CV 0866)

MHC Financing Limited Partnership Two v. City of Santee (Case No. 01 CV 2160)

MHC Financing Limited Partnership Two v. City of Santee (Case No. 03 CV 2225)

Mission Del Magnolia Park v. City of Santee (Case No. GIC 839470)

MHC Financing Limited Partnership Two v. City of Santee (Case No. GIC 777094)

City of Santee v. MHC Financing Limited Partnership Two (Case No. GIE 020524)

(C) PERSONNEL:

Public Employee Performance Evaluation (Pursuant to Government Code 54957)

Members reconvened in Open Session at 8:46 p.m. with all members present. Mayor Voepel reported the Items were discussed, reports received, and direction given to

Mayor Voepel and Council Member Dale to meet with the City Attorney regarding the evaluation.

13. ADJOURNMENT:

There being no further business, the meeting was adjourned 8:47 p.m. in the Memory of 2nd Battalion 1st Marine Regiment Fallen Heroes: LCPL Seth R. Huston, CPL Christopher S. Ebert, LCPL Michael J. Allred, CPL Mick R. Nygard-Bekowsky, PFC David P. Burrige, LCPL Derek L. Gardner, CPL Joseph C. McCarthy, LCPL Quinn A. Keith, LCPL Lamont N. Wilson, CPL Tyler R. Fey, and Interpreter Shihab Mansoor Husein.

Date Approved: March 9, 2005

/s/Linda A. Troyan
Linda A. Troyan, Commission Secretary
and for Authority Secretary Keith Till